

Author: La Suer Analyst: Rachel Coco Bill Number: AB 2367Related Bills: See Prior Analysis Telephone: 845-4328 Amended Date: March 27, 2006Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_**SUBJECT:** Penalties For Persons Who Willfully Divulge Or Make Known Software/At Discretion Of Court       ANALYSIS NOT REQUIRED of this bill – Not within scope of responsibility of this department.       TECHNICAL BILL – No program or fiscal changes to existing program.       BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.       TECHNICAL AMENDMENT – No change in previously submitted analysis required.       Approved position of prior analysis is \_\_\_\_\_.       MINOR AMENDMENT – No change in previously submitted analysis required. Approved position of prior analysis is \_\_\_\_\_.       MINOR AMENDMENT – No change in approved position of PENDING.  X   See Comments below       OTHER – See comments below.**COMMENTS:**

This bill would clarify the penalties for persons who willfully divulge computer software obtained by subpoena.

The March 27, 2006, amendments made several changes to various code sections relating to criminal penalties. As a result of the amendments, the vote of the bill was changed from a majority to two-thirds.

These amendments would not impact the department's programs or operations. The analysis of the bill as introduced February 23, 2006, still applies.

Board Position:

<u>      </u> S	<u>      </u> NA	<u>      </u> NP
<u>      </u> SA	<u>      </u> O	<u>  X  </u> NAR
<u>      </u> N	<u>      </u> OUA	<u>      </u> PENDING

Franchise Tax Board Staff

Date

Rachel Coco

4/26/06